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| Agenda Item No.: | 1 |
| Work Plan: | Private Forests Work Plan |
| Topic: | Forest Practices Act (FPA) Rule Policy Review |
| Presentation Title: | Review of Board's Final Order Regarding Petition for Rulemaking on Marbled Murrelet Sites. |
| Date of Presentation: | November 29, 2016 |
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SUMMARY

The Board of Forestry (Board) will convene in executive session and hold a public meeting to discuss the appeal of the Board's denial of the Petition to Initiate Rulemaking under specified resource sites for the marbled murrelet, received June 21, 2016.

CONTEXT

The Board's 2011 Forestry Program for Oregon strives to conserve diverse native plant and animal populations and protect and improve their habitats (Goal E). The Board updates the Forest Practices Act based on science, monitoring research, and evolving public needs and interest. The Board promotes use of non-regulatory tools to help implement the forest-related elements of the Oregon Conservation Strategy (Objective E-4).

BACKGROUND

The Board's Private Forests Work Plan identifies priority issues for 2016-2017, which includes a Specified Resource Sites Policy Review under the Forest Practices Act (FPA) Rule Policy Review. The June 2016 petition, specific to marbled murrelets, asked that the Board of Forestry: (1) collect and analyze the best available information; (2) conduct a resource site inventory; and (3) adopt rules to protect resource sites and develop a process to identify new sites.

The Board considered the petition for rulemaking, a report, presentation, and comments submitted by both agency staff and the public. After careful consideration, and acting within their authority under the Administrative Procedures Act, the Board voted to deny the petition for rulemaking.

NEXT STEPS

The Board may discuss their previous decision to deny the Petition to Initiate Rulemaking under specified resource sites for the marbled murrelet which was received June 21, 2016.